

**BOARD OF NURSING  
MEETING MINUTES  
MAY 11, 2017**

**PRESENT:** Paul Abegglen (*via GoToMeeting*,) Elizabeth Smith-Houskamp (*via GoToMeeting*,) Peter Kallio, Sheryl Krause, Lillian Nolan, Luann Skarlupka, Cheryl Streeter, Pamela White

**EXCUSED:** Maria Joseph

**STAFF:** Dan Williams, Executive Director; Sharon Henes, Administrative Rules Coordinator; Al Rohmeyer, Board Legal Counsel; Nifty Lynn Dio, Bureau Assistant; and other DSPS Staff

**CALL TO ORDER**

Sheryl Krause, Chair, called the meeting to order at 10:00 a.m. A quorum of eight (8) members was confirmed.

**ADOPTION OF THE AGENDA**

**MOTION:** Luann Skarlupka moved, seconded by Peter Kallio, to adopt the agenda as published. Motion carried unanimously.

**APPROVAL OF MINUTES OF APRIL 13, 2017**

**MOTION:** Peter Kallio moved, seconded by Luann Skarlupka, to approve the minutes of April 13, 2017 as published. Motion carried unanimously.

**EDUCATION AND EXAMINATION MATTERS**

**NCLEX Pass Rates of Board Approved RN and PN Schools**

***Marian University***

**MOTION:** Luann Skarlupka moved, seconded by Peter Kallio, to acknowledge and thank Dr. Linda Matheson and Karen Roberts from Marian University for their appearance before the Board. Motion carried unanimously.

***Rasmussen College – Green Bay***

**MOTION:** Cheryl Streeter moved, seconded by Luann Skarlupka, to acknowledge and thank Julie Williams, Bill Panella, and Dawn Boettcher from Rasmussen College for their appearance before the Board. Motion carried unanimously.

**Request for Authorization to Admit Students to a Nursing School**

***Americare School of Nursing***

**MOTION:** Peter Kallio moved, seconded by Luann Skarlupka, to deny the current request of Americare School of Nursing for authorization to admit students to a nursing school. **Reason for Denial:** Should specify type of program, A.D.N., P.N., or both, program outcomes should be consistent with N 1, clinical site evaluation should include appropriate clinical experiences, confirm institutional accreditation. Motion carried unanimously.

**MOTION:** Luann Skarlupka moved, seconded by Pamela White, to acknowledge and thank Jinkee Sarah Beltran and Stephanie Balitaan from Americare School of Nursing for their appearance before the Board. Motion carried unanimously.

## **NATIONAL LEAGUE OF NURSING ACCREDITATION – DISCUSSION AND CONSIDERATION**

**MOTION:** Peter Kallio moved, seconded by Cheryl Streeter, to table the discussion on National League of Nursing Accreditation to gather more information. Motion carried unanimously.

## **CLOSED SESSION**

**MOTION:** Peter Kallio moved, seconded by Luann Skarlupka, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85 (1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (ss.19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and, to confer with legal counsel (s.19.85(1)(g), Stats.). Sheryl Krause, Chair, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Paul Abegglen-yes; Peter Kallio-yes; Sheryl Krause-yes; Lillian Nolan-yes; Luann Skarlupka-yes; Elizabeth Smith-Houskamp-yes; Cheryl Streeter-yes; Pamela White-yes. Motion carried unanimously.

*At this time, all external communication contacts will be terminated for purposes of going into Closed Session.*

The Board convened into Closed Session at 11:46 a.m.

## **RECONVENE TO OPEN SESSION**

**MOTION:** Peter Kallio moved, seconded by Pamela White, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 3:05 p.m.

## **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

**MOTION:** Peter Kallio moved, seconded by Lillian Nolan, to affirm all motions made in closed session. Motion carried unanimously.

*(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)*

## **DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**

### **Attorney Amanda Florek**

### ***Proposed Stipulations, Final Decisions and Orders***

**MOTION:** Cheryl Streeter moved, seconded by Peter Kallio, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 16 NUR 200 (P.M.B.)
2. 16 NUR 573 (D.J.G.)

Motion carried unanimously.

***16 NUR 353 (A.L.L.)***

**MOTION:** Luann Skarlupka moved, seconded by Peter Kallio, to reject the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against A.L.L., DLSC Case No. 16 NUR 353. Motion carried unanimously.

**DLSC Attorney Kim Kluck*****Proposed Stipulations, Final Decisions and Orders***

**MOTION:** Cheryl Streeter moved, seconded by Paul Abegglen, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 16 NUR 654 (A.L.P.)
2. 16 NUR 654 (C.S.B.)
3. 16 NUR 655 (T.L.W.)

Motion carried unanimously.

**Case Closures**

**MOTION:** Peter Kallio moved, seconded by Pamela White, to close the DLSC cases for the reasons outlined below:

1. 16 NUR 222 – Prosecutorial Discretion (P7)
2. 16 NUR 387 – Insufficient Evidence
3. 16 NUR 585 – No Violation
4. 16 NUR 595 - Prosecutorial Discretion (P2)
5. 16 NUR 684 (H.L.T.) – Insufficient Evidence
6. 16 NUR 708 – No Violation
7. 16 NUR 719 – No Violation
8. 16 NUR 720 – Prosecutorial Discretion (P2)
9. 16 NUR 740 (Gabrich) - Prosecutorial Discretion (P2)
10. 16 NUR 740 (Feiereisen) - Prosecutorial Discretion (P2)
11. 16 NUR 740 (Lemke) - Prosecutorial Discretion (P2)
12. 16 NUR 740 (Pocian) - Prosecutorial Discretion (P2)
13. 16 NUR 740 (Stroud) - Prosecutorial Discretion (P2)
14. 16 NUR 740 (Van Beek) - Prosecutorial Discretion (P2)
15. 16 NUR 740 (Vorpahl) - Prosecutorial Discretion (P2)
16. 16 NUR 747 – Insufficient Evidence
17. 17 NUR 043 – Prosecutorial Discretion (P1)

Motion carried unanimously.

**Monitoring – Jesse Benisch*****Melissa Bloechl, R.N. – Requesting Full Licensure***

**MOTION:** Cheryl Streeter moved, seconded by Luann Skarlupka, to grant the request of Melissa Bloechl, for full licensure. Motion carried unanimously.

***Lisa Morgan, R.N. – Requesting Full Licensure***

**MOTION:** Lillian Nolan moved, seconded by Peter Kallio, to grant the request of Lisa Morgan for full licensure. Motion carried unanimously.

*Monica Stout, R.N. – Requesting Full Licensure*

**MOTION:** Lillian Nolan moved, seconded by Cheryl Streeter, to grant the request of Monica Stout for full licensure. Motion carried unanimously.

**Department Monitor Zoua Cha***Kelly Edlebeck, R.N. – Requesting Modifications*

**MOTION:** Peter Kallio moved, seconded by Lillian Nolan, to grant the request of Kelly Edlebeck for reduction in drug screens to 28 per year and one hair test. The Board denies the request for access to controlled substances and reduction in AA/NA meetings. **Reason for Denial:** Respondent needs to practice nursing under the conditions of the modified Board Order before the Board will consider amending other requirements Motion carried unanimously.

**Monitoring – Ashley Ayres***Matthew Elliott, R.N. – Requesting Full Licensure, or Modifications and Monitoring Interruption*

**MOTION:** Peter Kallio moved, seconded by Elizabeth Smith-Houskamp, to grant the request of Matthew Elliott for monitoring interruption from 06/12-16/2017 and reduction in drug screens to 14 per year and one hair test. The Board denies the request for full licensure and the request for termination of practice limitations C21-C23 from Board Order dated 03/14/2013. **Reason for Denial:** Respondent needs to practice nursing under the conditions of the modified Board Order before the Board will consider amending other requirements. Motion carried unanimously.

*Angela Hanaman, R.N. – Requesting Full Licensure*

**MOTION** Peter Kallio moved, seconded by Paul Abegglen, to deny the request of Angela Hanaman for full licensure. **Reason for Denial:** Failure to demonstrate continuous and successful compliance (i.e. missed check-ins). Respondent needs to fully comply with the complete terms and conditions of the original Board Order (03/05/2000.) Motion carried unanimously.

*James Larson, R.N. – Requesting Modification*

**MOTION** Cheryl Streeter moved, seconded by Lillian Nolan, to deny the request of James Larson for reduction in drug screens. **Reason for Denial:** Respondent needs to practice nursing under the current conditions of the Board Order (10/04/2007) before the Board will consider amending other requirements. Motion carried unanimously.

*Brenda Pecor, L.P.N. – Requesting Modification*

**MOTION** Paul Abegglen moved, seconded by Peter Kallio, to table the request of Brenda Pecor for access to controlled substances, pending receipt of additional information. Motion carried unanimously.

***Kathy Sayles, R.N. – Requesting Modification***

**MOTION:** Lillian Nolan moved, seconded by Cheryl Streeter, to deny the request of Kathleen Sayles for access to controlled substances. **Reason for Denial:** Failure to demonstrate continuous and successful compliance under the terms of the Order (11/03/2011). Motion carried unanimously.

***Judy Story, R.N. – Requesting Full Licensure or Modification***

**MOTION:** Cheryl Streeter moved, seconded by Peter Kallio, to grant the request of Judy Story for reduction in drug screens to 28 per year and one hair test. The Board denies the request for full licensure. **Reason for Denial:** Failure to demonstrate continuous and successful compliance. Respondent needs to fully comply with the complete terms and conditions of the original Board Order (04/10/2014). Motion carried unanimously.

*(Paul Abegglen disconnected from the meeting at 3:00 p.m.)*

**PROPOSED FINAL DECISION AND ORDER*****Debra Acker – DHA Case No. SPS-17-001/DLSC Case No. 15 NUR 258 and 16 NUR 549***

*(Cheryl Streeter recused herself and left the room for deliberation and voting in the matter of DLSC Case No. 15 NUR 258)*

**MOTION:** Lillian Nolan moved, seconded by Peter Kallio, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of disciplinary proceedings against Debra Acker, Respondent – DHA case number SPS-17-001/DLSC Case No. 15 NUR 258 and 16 NUR 549. Motion carried unanimously.

***Leia Cruz-Perez – DHA Case No. SPS-16-0062/DLSC Case No. 15 NUR 443***

**MOTION:** Luann Skarlupka moved, seconded by Peter Kallio, to adopt the variance to the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of disciplinary proceedings against Leia Cruz-Perez, Respondent – DHA case number SPS-16-0062/DLSC Case No. 15 NUR 443. Motion carried unanimously.

***Deborah Polzin – DHA Case No. SPS-16-0037/DLSC Case No. 15 NUR 259 – Objections and Response to Objections***

*(Peter Kallio recused himself and left the room for deliberation and voting in the matter of DLSC Case No. 15 NUR 259)*

**MOTION:** Lillian Nolan moved, seconded by Luann Skarlupka, to adopt the Proposed Decision and Order with the Objections recommended by the Division of Legal Services and Compliance, in the matter of disciplinary proceedings against Deborah Polzin, Respondent – DHA Case No. SPS-16-0037/DLSC Case No. 15 NUR 259. The Board of Nursing has considered and rejects the Objections made by the Respondent's Counsel. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Pamela White moved, seconded by Peter Kallio, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:07 p.m.